

IN RE: ARTURO J CASTRO LLURIA

Bkrtcy. No. 11-05330-BKT

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES  
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Jun 24, 2011</u>	Meeting Date: <u>Aug 18, 2011</u>	DC Track No. <u>9</u>						
Days from petition date <u>55</u>	Meeting Time: <u>10:00 AM</u>							
910 Days before Petition <u>12/26/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date <u>Jun 24, 2011 Dkt.# 2</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>Jul</u> Bankruptcy petition.	Plan Base: <u>\$39,000.00</u>							
This is the <u>Jul</u> Scheduled Meeting	Confirmation Hearing Date: <u>Sep 16, 2011</u>	Time: <u>2:30 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount				Total Paid In: <u>\$650.00</u>
Ck/MO No.	Date	Amount						

<b>I. Appearances:</b> <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference <input checked="" type="checkbox"/> Debtor Present <input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent <input type="checkbox"/> Joint Debtor Present <input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent Debtor(s) was/were <input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath. Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present <input checked="" type="checkbox"/> Substitute attorney: <u>A. Enriquez</u> <input type="checkbox"/> Pro-se.			<input checked="" type="checkbox"/> Creditor(s) present: <u>FB - Melchor</u> <input type="checkbox"/> None.
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<b>II. Attorneys Fees as per R 2016(b) Statement</b>		Attorney of record: <u>MARILYN VALDES ORTEGA*</u>	
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$125.00</u>	Outstanding: <u>\$2,875.00</u>	THROUGH THE PLAN

<b>III. Trustee's will file Motion to Dismiss:</b>	<input type="checkbox"/> For Failure to appear;	<input type="checkbox"/> For Failure to commence payments.
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<b>IV. Trustee's Report on Confirmation &amp; Status of §341 Meeting</b>		
Debtor(s) Income is (are) <input type="checkbox"/> Under <u>100%</u> <input checked="" type="checkbox"/> Above Median Income.	Liquidation Value: <u>6.00</u>	
Commitment Period is <input type="checkbox"/> 36 <input checked="" type="checkbox"/> 60 months. [§1325(b)(1)(B)]	Gen. Unsecured Pool: <u>8</u>	
<u>16.02</u> The Trustee <input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS <input checked="" type="checkbox"/> Plan confirmation.		
§341 Meeting <input type="checkbox"/> CONTINUED <input type="checkbox"/> NOT HELD <input checked="" type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR ___ DAYS		
§341 Meeting Rescheduled for: _____		

<b>V. Trustee's OBJECTIONS to Confirmation:</b> <u>other</u>		
<input checked="" type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input type="checkbox"/> INSUFFICIENTLY FUNDED	<input type="checkbox"/> To pay §507
<input checked="" type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Tax returns requirements. [§1308]	<input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3)	<input type="checkbox"/> Unfair Discrimination §1322(a)(3)

<b>ADDITIONAL OBJECTIONS / COMMENTS:</b>
<u>1) Debtor must upload 2010 tax return through TROPA.</u> <u>2) Trustee to review paystubs for Debtor. It seems that Debtor's income is higher than that reported in Schedule I.</u> <u>Debtor only get paid 10 months out of the year, instead of 12 (per semester).</u>

/s/ José R. Carrión  
Trustee[Signature]  
Presiding OfficerPage 1 of 2

Date: Aug 18, 2011


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ADDITIONAL OBJECTIONS / COMMENTS:

3) Trustee to review household size. Decker reported a household size of 5, but 2 of those are adults (25 & 21). If household was of 3 or of 4, Decker would be on above-medical Decker.

4) Decker must submit insurance quote for vehicle to be paid in full through the plan.

  
Trustee / Presiding Officer

Date: 8/18/2011